

UNITED STATES DISTRICT COURT

for the
District of South Carolina

Hamid Demmirio aka Edmond D. Davis

Petitioner

v.

J. McFadden, Warden,

Respondent

)
)
)
)
)

Civil Action No. 2:13-719-CMC-BHH

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) _____ recover from the respondent (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) _____ recover costs from the petitioner (*name*) _____.

☒ other: The Report and Recommendation of Magistrate Judge Bruce Howe Hendricks is accepted. This action is dismissed without prejudice and without requiring service on and a return from Respondent. The Petitioner shall take nothing on his claim filed pursuant to Title 28 U.S.C. § 2254. A certificate of appealability is denied.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Cameron McGowan Currie, United States District Judge.

Date: June 5, 2013

CLERK OF COURT

s/H. Hillman

Signature of Clerk or Deputy Clerk